

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**CODY PEPPER, TERRI PEPPER,  
JULIUS BRYANT, KIMBERLY  
HUDSON, DEMYA JOHNSON, and  
ALLISON POWERS**, individually, and on  
behalf of all others similarly situated,

Plaintiffs,

v.

**FLUENT, INC. and REWARD ZONE USA,  
LLC,**

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Defendants.

Case No. 1:21-cv-6581 (MMG)(BCM)

Judge Margaret M. Garnett

Magistrate Judge Barbara C. Moses

**JOINT STIPULATION OF DISMISSAL**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiffs Cody Pepper, Terri Pepper, Julius Bryant, Kimberly Hudson, DeMya Johnson and Allison Powers (“Plaintiffs”) and Defendants Fluent, Inc. and Reward Zone USA, LLC (“Defendants”), by and through their undersigned counsel, stipulate and agree that the claims asserted by Plaintiffs on behalf of the putative classes are hereby dismissed *without prejudice* and the claims asserted by Plaintiffs in their individual capacities are dismissed *with prejudice*, with each party to bear their own costs and fees.

Dated: May 28, 2023

Respectfully submitted,

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*Counsel for Plaintiffs and the proposed  
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**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically through the Court's CM/ECF system in compliance with the Local Rules.

By: s/ Max S. Morgan  
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